IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 248 OF 2005
IN
CRIMINAL WRIT PETITION NO. 1493 OF 2003.

Sou. Kalpana Govind Talpade ..Applicant
V/s
Govind Sakharam Talpade and anr. ..Respondents.

Mr. A. K. Surwanshi for the applicants.
Mrs. M.M. Deshmukh, A.P.P. for the Stte.

CORAM : S.C. DHARMADHIKARI, J.

DATE : 15TH SEPTEMBER, 2006.

P.C.

. Criminal Writ No.1493 of 2004 was dismissed for want of compliance of the office objection. The petitioner is the wife and the first respondent is the husband, who is a Medical officer. In such circumstances on account of transfers of the first respondent the service could not be effected on him.

2. The learned advocate appearing for the applicant-wife states that now the wife has obtained the changed address and has effected private service. The learned advocate states that the office will also be supplied the changed address so as to have notice served

on the first respondent.

3. In such circumstances, the order dismissing the petition is set aside. The petition is restored subject to the petitioner serving the first respondent within a period of 3 weeks from today. If the service is effected and proof thereof is filed, the matter would be placed for admission. Needless to state that if the service is not done within this period, the matter to stand dismissed without any reference to the court.

(S.C.DHARMADHIKAR, J.)